

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: LINTON, Carl E. Confirmation No.: 8998
Serial No.: 10/659,997 Group Art Unit: 3715
Filed: September 11, 2003 Examiner: Jerry-Daryl FLETCHER
FOR: **METHOD AND APPARATUS FOR CYCLIC VARIATIONS IN ALTITUDE
CONDITIONING**

U.S. Patent and Trademark Office
Via EFS
Randolph Building
401 Dulany Street
Alexandria, VA 22314

**PETITION FOR REVIVAL OF UNINTENTIONALLY ABANDONED PATENT
APPLICATION UNDER 37 C.F.R. § 1.137(b)**

The Applicant respectfully requests the revival of U.S. Patent Application No. 10/659,997 ("the '997 application").

Because a reply to the final Office Action dated March 9, 2010 was not filed by September 9, 2010, the '997 application became abandoned as of September 10, 2010.

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137 was unintentional.

This request is accompanied by:

1. A reply to the outstanding final Office Action as required by 37 C.F.R. § 1.137(b)(1);
2. A Request for Continued Examination; and
3. The petition fee as required by 37 C.F.R. § 1.137(b)(2).

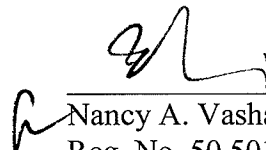
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: October 7, 2010

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REC. No. 42887